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JAN-14-2008 15:44

RADER FISHMAN

202 955 3751 P.01

Attorney Docket No. OMY-0041

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Akria KAWAHARA, et al.

Application No.: 10/516,823

Confirmation No.: 7306

Filed: June 1, 2005

Art Unit: 1641

For: DETECTION KIT, MEASUREMENT PLATE
THEREFOR, DETECTION METHOD,
EVALUATION METHOD, POLYCLONAL
ANTIBODY TO FROG VITELLOGENIN AND
MANUFACTURING METHOD THEREOF

Examiner: Christine E. Foster

Via Facsimile: 571-273-3201 (8 pages, including cover)
Attn: PCT Section, Customer Service
Commissioner for Patents
Alexandria, VA 22313

SECOND REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested. Also enclosed is a copy of the declaration showing the correct data.
2. There is an error with respect to the following, which is incorrectly entered.

Error In

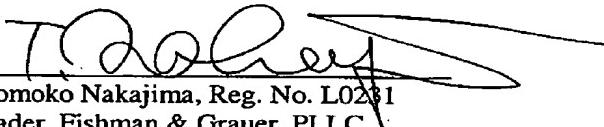
1. Title

Correct data

1. DETECTION KIT, MEASUREMENT PLATE
THEREFOR, DETECTION METHOD, EVALUATION
METHOD, POLYCLONAL ANTIBODY TO FROG
VITELLOGENIN AND MANUFACTURING METHOD
THEREOF

3. The correction is not due to any error by applicant and no fee is due. However, if any costs are involved, please charge Deposit Account No. 18-0013.

Respectfully submitted,


Tomoko Nakajima, Reg. No. L0231
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Dated: January 14, 2008

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 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
10/516,823	06/01/2005	1641	1611	OMY-0041	24	11

CONFIRMATION NO. 7306

23353
 RADER FISHMAN & GRAUER PLLC
 LION BUILDING
 1233 20TH STREET N.W., SUITE 501
 WASHINGTON, DC 20036

CORRECTED FILING RECEIPT

 OC000000027112120

Date Mailed: 12/06/2007

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections.

Applicant(s)

Akira Kawahara, Higashihirosima-shi, JAPAN;
 Yasuhiro Goda, Osaka-shi, JAPAN;
 Naoko Mitsui, Hiroshima-shi, JAPAN;

Power of Attorney: The patent practitioners associated with Customer Number 23353

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP03/07296 06/09/2003

Foreign Applications

JAPAN 2002-167920 06/07/2002

If Required, Foreign Filing License Granted: 12/05/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/516,823**

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ****

Title

Detection Kit, Measurement Plate Therefor, Detection Method, Evaluation Method, Polyclonal Antibody of Frog Vitellogenin and Manufacturing Method Thereof

Preliminary Class

436

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

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For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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page 2 of 3

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Declaration Power of Attorney For Patent Application

特許出願宣言書及び委任状
Japanese Language Declaration
日本語宣言書

下記の氏名の発明者として、私は以下の通り宣誓します。

As a below named inventor, I hereby declare that:

私の住所、私郵箱、国籍は下記の私の氏名の横に記載された通りです。

My residence, post office address and citizenship are as stated below next to my name.

下記の名称の発明に関して請求範囲に記載され、特許出願している発明内容について、私が最初かつ唯一の発明者（下記の氏名が一つの場合）もしくは最初かつ共同発明者であると（下記の名称が複数の場合）信じています。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

検出キット、それに用いられる測定プレート、検出方法、評価方法、カエルビテロジェニンのポリクローナル抗体及びその製造方法

DETECTION KIT, MEASUREMENT PLATE THEREFOR,
DETECTION METHOD, EVALUATION METHOD,
POLYCLONAL ANTIBODY TO FROG VITELLOGENIN
AND MANUFACTURING METHOD THEREOF

上記発明の明細書（下記の欄で×印がついていない場合は、本書に添付）は、

The specification of which is attached hereto unless the following box is checked:

提出され米国出願番号または特許協定条約

was filed on _____
as United States Application Number or
PCT International Application Number

国際出願番号を _____ とし。

_____ and was amended on
(if applicable).

（該当する場合） 月 日に訂正されました。

私は、特許請求範囲を含む上記訂正後の明細書を検討し、内容を理解していることをここに表明します。

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は、連邦規則法典第37編第1条56項に定義されるとおり、特許資格の有無について重要な情報を開示する義務があることを認めます。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56

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Declaration Japanese Language
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私は、合衆国法典第35編第119条(a) - (d)項又は第365条(b)に基づき下記の、米国以外の国の少なくとも一ヵ国を指定している特許協力条約365(a)項に基づく国際出願、又は外国での特許出願もしくは発明者証の出願についての外国優先権をここに主張するとともに、優先権を主張している。本出願の前に出願された特許または発明者証の外国出願を以下に、枠内をマークすることで、示しています。

I hereby claim foreign priority under Title 35, United States Code, Section 119(a)-(d) or 365(b) of any foreign application(s), for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)
外国での先行出願

Priority Not Claimed
優先権の主張なし

<u>2002-167920</u>	<u>JAPAN</u>	<u>June 7, 2002</u>
(Number) (番号)	(Country) (国名)	(Day/Month/Year Filed) (出願年月日)
_____	_____	_____
_____	_____	_____
_____	_____	_____

私は、第35編米国法典第119条(e)項に基いて下記の米国特許出願規定に記載された権利をここに主張いたします。

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<u>(Application No.)</u> (出願番号)	<u>(Filing Date)</u> (出願日)	<u>(Application No.)</u> (出願番号)	<u>(Filing Date)</u> (出願日)
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私は、下記の米国法典第35編120条に基いて下記の米国特許出願に記載された権利、又は米国を指定している特許協力条約365条(c)に基く権利をここに主張します。また、本出願の各請求範囲の内容が米国法典第35編112条第1項又は特許協力条約で規定された方法で先行する米国特許出願に開示されていない限り、その先行米国出願書提出日以降で本出願書の日本国内または特許協力条約国提出日までの期間中に入手された、連邦規則法典第37編1条56項で定義された特許資格の有無に関する重要な情報について開示義務があることを認識しています。

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) or 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT Information application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which become available between the filing date of the prior application and the national or PCT international filing date of application:

<u>(Application No.)</u> (出願番号)	<u>(Filing Date)</u> (出願日)	<u>(Status: Patented, Pending, Abandoned)</u> (現況: 特許許可済、係属中、放棄済)
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<u>(Application No.)</u> (出願番号)	<u>(Filing Date)</u> (出願日)	<u>(Status: Patented, Pending, Abandoned)</u> (現況: 特許許可済、係属中、放棄済)
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私は、私自身の知識に基づいて本宣言書中で私が行う表明が真実であり、かつ私の入手した情報と私の信じるところに一致する表明であると信じていること、さらに改竄になされた虚偽の表明及びそれと同等の行為は米国法典第18編第1001条に基づき、罰金または拘禁、もしくはその両方により処罰されること、そしてそのような故意による虚偽の声明を行なえば、出願した、又は既に許可された特許の有効性が失われることを認識し、よってここに上記のごとく宣誓を致します。

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

JAN-14-2008 15:46

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委任状：私は、下記の発明者として、本出願に関する一切の手続きを米特許商標局に対して遂行する弁理士または代理人として、下記の者を指名いたします。
 (弁理士、または代理人の氏名及び登録番号を明記のこと)

更に同代理人としてカスタマーナンバー23353に登録された者を指名いたします。

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith

and Registered practitioner(s) associated with Customer Number 23353.

David T. Nikaido	22,563
Ronald P. Kananen	24,104
Ralph T. Rader	28,772
Carl Schaukowitch	29,211
Michael D. Fishman	31,961

Lee Cheng	40,949
Robert S. Green	41,800
Brian K. Dutton	47,255
Shawn B. Cage	51,522
Toshikatsu Imaizumi	(Limited recognition)

書類送付先：

Send Correspondence to

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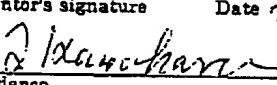
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同発明者の署名 河原 明	Inventor's signature 
日付 2008年11月19日	Date Nov. 19th, 2008
住所 広島県東広島市	Residence Higashihiroshima-shi, Hiroshima, Japan
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(第二以降の共同発明者に対しても同様に記載し、署名をすること。)

(Supply similar information and signature for second and subsequent joint inventors.)

JAN-14-2008 15:47

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**Japanese Language Declaration
(日本語宣言書)**

第2共同発明者の氏名(該当する場合) 郷田 泰弘	Full name of 2nd joint inventor, if any Yasuhiro Goda
同第2発明者の署名 日付 <i>郷田泰弘</i> 2004年11月26日	2nd inventor's signature Date <i>Yasuhiro Goda November 26, 2004</i>
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国籍 日本	Citizenship JAPAN
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日本エンバイロケミカルズ株式会社内	2-17-85, Juso-honmachi, Yodogawa-ku, Osaka-shi, Osaka 532-0024
第3共同発明者の氏名(該当する場合) 三井 直子	Full name of 3rd joint inventor, if any Naoko Mitsui
同第3発明者の署名 日付 <i>三井直子</i> 2004年11月18日	3rd inventor's signature Date <i>Naoko Mitsui 11/18/04</i>
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